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February 9, 2010

**BY ECF**

Honorable Lois Bloom  
United States Magistrate Judge  
Eastern District of New York  
United States Courthouse  
225 Cadman Plaza East  
Brooklyn, New York 11201

The application is ☒ granted  
**SO ORDERED.** ☐ denied.

/Signed by Judge Lois Bloom/

**Lois Bloom, U.S.M.J.**

**Dated: 2/12/10**  
**Brooklyn, New York**

Re: Sergei Chepilko v. City of New York, et al., 06-CV-5491 (ARR)(LB)

Your Honor:

I am an Assistant Corporation Counsel in the Office of Michael A. Cardozo, Corporation Counsel of the City of New York, representing defendants in the above-referenced matter. I write in response to Your Honor's December 29, 2009 Order directing defendants to inform the Court by February 12, 2010, by letter, regarding the status of the criminal investigation.

This morning, the undersigned spoke with an Assistant District Attorney with the Kings County District Attorney's Office assigned to the matter to inquire into the status of the criminal investigation. The undersigned was informed that the Kings County District Attorney's Office continues to pursue all possible avenues and their investigation remains pending until all avenues are exhausted. The Assistant District Attorney assigned to the matter is currently on trial and is hopeful to have a more concrete time for the conclusion of the investigation within thirty (30) to forty-five (45) days.

Accordingly, defendants' respectfully request that Your Honor continue to stay this matter as the underlying criminal investigation remains ongoing. Defendants also respectfully request that they be permitted to provide the Court with a status letter with respect to the investigation by March 26, 2010.

Thank you for your consideration herein.

Respectfully submitted,

/s/

Shawn D. Fabian  
Assistant Corporation Counsel  
Special Federal Litigation Division

cc: Mr. Sergei Chepilko (By First Class Mail)  
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